


UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION

FILED  
A4 JAMES BONINI  
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MAFCOTE, INC. : CASE NO. 1:02-CV- 411  
Plaintiff : Judge Sandra S. Beckwith  
vs. : (Hogan, M.J.)  
CONTINENTAL CASUALTY : NOTICE OF APPEAL  
INSURANCE COMPANY :  
Defendant :

Notice is hereby given that Mafcote, Inc., plaintiff in the above-named case, hereby appeals to the United States Court of Appeals for the Sixth Circuit from a Judgment granting defendant Continental Casualty Insurance Company's Motion for Summary Judgment, entered in this action on the 26<sup>th</sup> day of March, 2004.

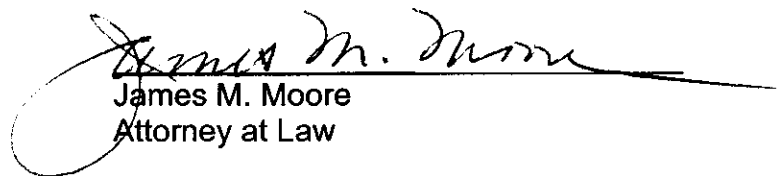
  
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Of Counsel:

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**CERTIFICATE OF SERVICE**

I hereby certify that a copy of the foregoing has been transmitted by regular U.S. Mail to John C. Scott, Esq. Faulkner & Tepe, LLP, 2200 Fourth & Vine Tower, Cincinnati, OH 45202; and Frederick R. Mindlin, Esq., Mound, Cotton, Wollan & Greengrass, One Battery Park Plaza, New York, New York 10004-1486 this 22<sup>nd</sup> day of April, 2004.

  
James M. Moore  
Attorney at Law

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT CINCINNATI**

**Mafcote, Inc.,  
Plaintiff**

**-vs-**

**Case No. 1:02-cv-411**

**Continental Casualty  
Insurance Company,  
Defendant**

**JUDGMENT**

**Jury Verdict.**

This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

**X**

**Decision by Court.**

This action came to trial or hearing before the Court. The issues have been tried or heard and a decision has been rendered.

**IT IS ORDERED AND ADJUDGED that Defendant's motion for summary judgment is GRANTED. Plaintiff's complaint is DISMISSED WITH PREJUDICE.**

Date: March 26, 2004

James Bonini, Clerk

By: s/Mary C. Brown  
Mary C. Brown, Deputy Clerk